

IN The District Court of The United STATE
Middle District OF ALABama

Billy GAY AINS

-V-

Gwendolyn Mosley

1701 APR 23 1 A 10: 27
CLERK OF DISTRICT COURT
MIDDLE DISTRICT ALA

3:05-CV-1228 MEF

Motion For Reconsideration

INTo this COURT come Billy AINS (AINS) by And Thru
himself, And would move Judge Fuller (Fuller) to
Review the Federal Statute 28 USC § 2242 And 2249
AS well AS The Rules governing § 2254 Rule 4 and 5
Also The holding of The U. S. Court of Appeal For The
Eleventh circuit Bundy -V- Wainwright 808 F2d
1410; Also US. -V- Wright 502 US 972, 116 Led 2d 448,
Also see F.R.C.V.P. Rule 52(b) No error or either
Admission of the exclusion of Evidence And no error
of defect is AN Admission or The exclusion of
evidence And no error or defect Any thing done or
omitted by the court or Any of the PARTIES is
grounds For Reconsideration.

PreJudicial or erroneous evidential of the
PROCEDURAL Ruling see Browder -V- Director 434 US
At 226 it is clear that the Respondent

ARE depriving Petitioner of his Liberty without due PROCESS OF LAW see Fox -v- NGIA 372 US 391, 'With the ASSISTANCE OF MAGISTRATE WALKER ALLOWING them to do so by ALLOWING them to Allegedly show CAUSE with A Bare Bones CLAIM without Presenting the Documented Record Required by 28 USC § 2249 And Rules 4 & 5 governing 28 USC § 2254

Bundy -v- Wainwright 808 F2d 1410 ALSO

PREISER -v- RODRIGUEZ 411 US 475 PLUS see

Todd -v- Schoml 283 F3d 842 ALSO F.R.C.I.V.P Rule 26(A)

(1) mandatory Disclosure. The Action of WALKER Alleged Factual Finding is due A de novo Review by The District Court 28 USC § 636 (b)(1)(C)

Lewis -v- Smith 855 F2d 736 FOR This Court to Assist the Respondent to hold AINS in PRISON without valid Showing of CAUSE. To Uphold this Illegal Conviction is A gross AND PREJUDICIAL miscarriage of Justice.

Clearly The Federal And STATE Constitution demand That A Person be Indicted by A GRAND OF ALL OF The CHARGES PRIOR to Prosecuting him. It is clear that Respondent have not submittey And type of Documented Evidence with There Vague

Response to The Show CAUSE order, that is Required by
clearly Established Federal Law And Statutes
28 USC § 2249 28 USC § 2254 RULES 4-5 Brundy
(SUPRE) ALSO Exhibit ALSO See ART 1, § 8 AIA. Const 1991.
NO PERSON SHALL be TRIED OF CONVICTED OF ANY CAPITAL
CRIME WITH out being FIRST INDICTED by the
GRAND JURY "clearly with out A VALID Showing OF
PROOF by Respondent THAT AHS WAS EVER INDICTED
ON the CHARGE OF CAPITAL MURDER the INDICTMENT
THIS COURT must NOW GRANT this WRIT AND ORDER
AHS Release FROM PRISON.
AHS HAS Clearly been denied Due PROCESS AND A
Full AND Fair TRIAL by the TRIAL COURT within the
ORIGINAL CASE (CC-90-7) (CC-90-8) clearly
it is Time Justice to be served

Executed

4-19-07

cc File

cc ~~Worth~~ Saxon

Respondent Attorney

Respectfull Submitted

Billy Gay AHS

Billy Gay AHS

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